

FEDERAL BUREAU OF INVESTIGATION

DBF 60567
9 April
1958

Reporting Office NEW YORK	Office of Origin NEW YORK	Date 3/28/58	Investigative Period 1/6/21; 3/12, 13, 17/58
TITLE OF CASE NICOLAE MALAXA, was.		Report made by SAMUEL N. JENNINGS	Typed By: Jac
		CHARACTER OF CASE INTERNAL SECURITY-RU	

Synopsis

INS Investigator, NYC, advised MALAXA filed an appeal about 12/23/57 after being found inadmissible for residence in the US. Appeal filed with Board of Immigration Appeals, Wash. D.C. and hearing subsequently set for about 2/7/58. INS Investigator VINCENT SCHIANO submitted a brief to Central Office, INS, Washington, D.C. but brief was changed before going to Hearing Officer. Results of hearing not available at INS, NYC. "New York Mirror" for 1/6/58 reflects in WALTER WINCHELL column, information that NICOLAE MALAXA had been ordered deported and had appealed the order.

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DETAILS

Approved Copies made:	Special Agent in Charge	Do not write in spaces below		
5-Bureau (100-344488) (RM) 2-Washington Field (100- 18922) (RM) 1-INS, NYC (RM) 3-New York (100-E7286)				
		This is an FBI investigative report and makes no recommendation for clearance or disapproval.		

28 March 58

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SOURCES METHODS EXEMPTION 3B2B
NAZI WAR CRIMES DISCLOSURE ACT
DATE 2004 2006

NY 100-5,286

On January 21, 1958, Mr. FRANK LYONS, Investigator, Immigration and Naturalization Service, (INS) New York City, advised SA WILLIAM E. NUMMEY that NICOLAE MALAXA had filed an appeal on or about December 23, 1957 after he had been found inadmissible for residence in the United States. This appeal was filed with the Board of Immigration Appeals, Washington, D.C., and was based upon the exclusion and deportation order of December 17, 1957, pertaining to him. Mr. LYONS said that this matter had not yet been calendared but that MALAXA had indicated to INS that he desired to present oral argument when the matter is heard by the Board of Immigration Appeals.

On January 21, 1958, Mr. VINCENT SCHIANO, Investigator, INS, New York City, advised SA WILLIAM E. NUMMEY that he was being called to Washington, D.C. the following week to assist in the preparation of the case against NICOLAE MALAXA.

On March 12, 1958, Mr. SCHIANO advised SA WILLIAM E. NUMMEY that the Board of Immigration Appeals, sitting at Washington, D.C., had calendared the appeal hearing of MALAXA for about February 7, 1958. SCHIANO said he was not present at Washington, D.C. at the scheduled time of this appeal hearing and does not know the outcome.

Mr. SCHIANO advised that the Brief which he submitted to the INS Central Office, Washington, D.C., for use at the hearing may have undergone some changes at Washington, D.C. before it was submitted to the Hearing Officer. He said he is not aware of what changes were made in the Brief and does not have a copy of it at New York City. He said that he is aware that the Appellant Brief was submitted, and arguments presented, but no information has been received from the Central Office, INS, regarding developments or outcome of the hearing. He stated this information should be available at Washington, D.C.

DBF 00567

NY 100-87286

The "New York Mirror" issue of January 6, 1958, reflects information in the WALTER WINCHELL column, on page ten. The information contained therein reflects in part, "Nicolae Malaxa, multi-millionaire former Rumanian munitions king, has been ordered deported after being accused of collaborating with both the Nazis and Communists. He also was charged with having come to the U.S. illegally on a visa obtained four years ago" .. He has appealed the deportation order.."

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